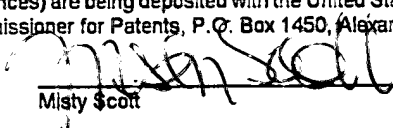




Serial No. 10/670,639

**PATENT**  
**IBM Docket No. RPS920030135US1**

I hereby certify that this correspondence (37 CFR 1.97(b)) and attached documents (i.e., PTO 1449 and copies of all cited references) are being deposited with the United States Postal Service as first class mail in an envelope with sufficient postage addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Misty Scott

February 15, 2005  
Date of Deposit

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

In re application of	:	Customer Number 25299
Ruthie Lyle, et al.	:	IBM Corporation - 9CCA/B002
	:	P.O. Box 12195
Serial No. 10/670,639	:	Research Triangle Park,
	:	North Carolina 27709
Filed: September 11, 2003	:	Unit: 2681
For: Apparatus, System, and Method for Mitigating Access Point Data Rate Degradation	:	

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The Examiner's attention is directed to the enclosed references which were included in an international search report action dated January 17, 2005 which relates to a PCT counterpart application

A form PTO-1449 listing the references and copies of the references are enclosed.

**CERTIFICATION UNDER 37 C.F.R. 1.97 (e)**

Each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application including the subject application not more than three months prior to the filing of this statement.



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Customer Number 25299

In Place of FORM PTO-1449 (Modified)

**LIST OF PATENTS AND PUBLICATIONS FOR  
APPLICANTS' INFORMATION DISCLOSURE  
STATEMENT**

Serial No.: 10/670,639

Applicants: Ruthie Lyle, et al.

Filing Date: 09/11/03

Group: 2681

Atty. Docket No.: RPS920030135US1

Reference Designation

**U.S. PATENT DOCUMENTS**

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate
AAA	US2003/107512 A1	06/13/03	Radar detection and dynamic frequency selection for wireless local area networks	342	159	12/31/01

**FOREIGN PATENT DOCUMENTS**

Examiner Initial	Document Number	Date	Country	Class	Subclass	Translation Yes No
ANA	EP 1 257 090 A	11/13/02	Europe	H04L	12/28	

**OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)**

Examiner  
Initial

AOA Broadband Radio Access Networks (BRAN); HIPERLAN Type2; Data Link Control (DLC) Layer, Part2:  
Radio Link Control (RLC) sublayer  
APA S.Choi et al, Transmitter Power Control (TPC) and Dynamic Frequency Selection (DFS) Joint Proposal for  
802.11h WLAN, March 12, 2001  
APA PCT International Search report

Examiner:

Date Considered:

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.